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Paper No. 8

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Director's Office
Group 2700

In re Application of: Krishna Rangasayee et al.
Application No.: 08/707,694
Filed: September 4, 1996
For: PROGRAMMABLE LOGIC DEVICE
HAVING AN INTEGRATED PHASE-
LOCKED LOOP

DECISION ON PETITION TO
WITHDRAW HOLDING OF
ABANDONMENT

This is a decision on the petition filed August 10, 1998 requesting withdrawal of the holding of abandonment of the above-identified application.

This application was held abandoned for failure to respond in a timely manner to the non-final Office action of December 2, 1997. A Notice of Abandonment was mailed August 3, 1998.

Petitioner asserts that a proper response was timely filed on March 5, 1998. In support of the petition, petitioner submits a copy of the post card receipt date-stamped March 5, 1998, indicating that a response including a Response Transmittal & Extension of Time Request, Amendment, Appointment of Associate Attorney, Form PTO-1449, references cited and check no. 4362 for \$ 240.00 was received by the Patent and Trademark Office. Copies of the above are also submitted except for the Appointment of Associate Attorney and copies of the references cited. A copy of the Appointment of Associate Attorney was received by facsimile on March 4, 1999.

The original response is not of record in the application file and cannot be located. It is noted however, that the \$ 240.00 fee for filing of the Information Disclosure Statement submitted with the original response has been applied to the credit of the instant application.

M.P.E.P. § 503 states that "A post card receipt which itemizes and properly identifies the papers which are being filed serves as prima facie evidence of receipt in the PTO of all the items listed thereon on the date stamped thereon by the PTO." Accordingly, it is concluded that a response was

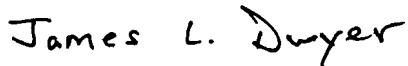
For the reasons stated herein, the Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn.

The petition is **GRANTED**.

The application file is being forwarded to the technical support staff for entry of the amendment, whereafter it will be forwarded to the examiner for further examination.

 for J. Rolla
Joseph J. Rolla, Jr., Director

Technology Center 2700
Communications & Information Processing

 James L. Dwyer